

#21
8/10/98

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

QUENTIN-MILLET et al.

Serial No. : 08/591,447

Filed: April 18, 1996

Examiner: M. Pak

Art Unit: 1646

For: TBP2 FRAGMENTS OF THE TRANSFERRIN RECEPTOR OF NEISSERIA
MENINGITIDIS

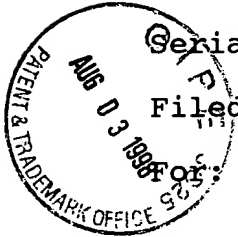
STATEMENT REGARDING DEPOSIT OF BIOLOGICAL MATERIAL

Pursuant to 37 C.F.R. § 1.807, I hereby state that the deposit of the biological material identified as registration numbers LNP N 1511 and LNP N 1520, which were renumbered as CIP 7908 and CIP 7917, respectively, at the Collection de Culture des Microorganismes, Pasteur Institute, 25 rue du Dr. Roux, 75015 Paris, as has been disclosed at page 19 of the original specification, is a deposit at an acceptable depository, and that the following criteria have been met:

(a) during the pendency of the application, access to the deposit will be afforded to one determined by the Commissioner to be entitled thereto;

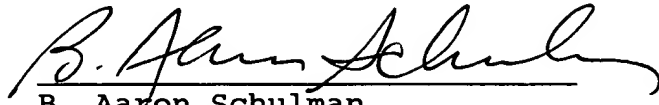
(b) the strains are all publicly available, and there will be no restrictions imposed by the depositor on the availability to the public of the deposited material upon granting of the patent;

(c) the depositor guarantees that the deposit will be maintained for a term of at least thirty (30) years and at least five (5) years after the most recent request for the furnishing of a sample of the deposited material; and



(d) the deposit will be maintained as viable in accordance with the provisions of 37 C.F.R. § 1.807, and the deposit will be replaced should it become necessary due to inviability, contamination or loss of the capability to function in the manner described in the specification.

August 3, 1998


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Registration No. 31,877

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PATENT

AF/1646 \$

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X/P02956US0

For: TBP2 FRAGMENTS OF THE TRANSFERRIN RECEPTOR OF NEISSERIA MENINGITIDIS

ASSISTANT COMMISSIONER OF PATENTS

WASHINGTON, D.C. 20231

S I R:

Attached is:

[XXX] a response after Final Rejection dated February 17, 1998.

[] a response to the Office Action dated

[] a Preliminary Amendment

[XXX] a petition for an extension of time

[XXX] other: Statement Regarding Deposit of Biological Material

Small Entity Status:

[] has been established by a previously submitted statement.

[] is established by a verified statement submitted herewith.

Fees: For claims if required and/or other fees as shown below:

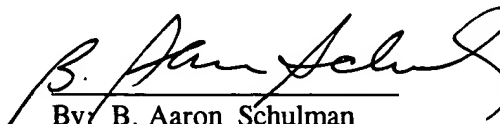
	NOW	PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	
TOTAL CLAIMS	24	56	0	x	\$ 22.00	= \$
INDEP. CLAIMS	2	3	0	x	\$ 80.00	= \$
TOTAL OF ABOVE CALCULATIONS						= \$
[] Reduction by 1/2 for filing by small entity						= \$
SUBTOTAL						= \$
[X] Fee for extension of time (per attached Petition)						\$ 950.00
[] Other fee for						\$
TOTAL OF ALL FEES=						\$ 950.00

[XXX] A check in the amount of \$950.00 is enclosed. If no check or an insufficient check is enclosed and a fee is due in connection herewith, the Commissioner is authorized to charge any fee or additional fee due in connection herewith to Deposit Account No. 12-0555. A duplicate of this sheet is enclosed.

[XXX] In the event that a petition for extension of time is required to be submitted herewith and that a separate petition is not submitted herewith, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee is authorized above.

Respectfully submitted,

Date: August 3, 1998


By B. Aaron Schulman
Registration No. 31,877

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